

RESOLUTION TO ESTABLISH A RETIREMENT SYSTEM TO BE OPERATED ON AN ACTUARIAL BASIS UNDER THE APPLICABLE LAWS OF THE STATE OF MARYLAND. ANY EMPLOYEE OF THE STATE OF MARYLAND OR ANY SUBDIVISION WHO IS EMPLOYED BY THE AUTHORITY SHALL HAVE THE RIGHT TO TRANSFER TO THE PENSION SYSTEM OF THE AUTHORITY AND RECEIVE CREDIT IN THE AUTHORITY'S SYSTEM FOR THE SERVICE IN THE SYSTEM FROM WHICH SUCH EMPLOYEE TRANSFERRED CONTINGENT UPON A TRANSFER OF THE PENSION RESERVE APPLICABLE TO SUCH EMPLOYEE (EMPLOYEE AND EMPLOYER SHARE) AS CERTIFIED BY THE ACTUARY OF THE TRANSFEREE SYSTEM. WITH RESPECT TO EMPLOYEES INITIALLY TRANSFERRED FROM ANY SUBDIVISION TO THE AUTHORITY, SUCH EMPLOYEE SHALL ELECT WITHIN 6 MONTHS OF SAID DATE OF TRANSFER WHETHER TO TRANSFER HIS PENSION MEMBERSHIP.

(M) THE AUTHORITY SHALL BY REGULATION ESTABLISH THE BOUNDARY OF THE NORTHEAST MARYLAND WASTE DISPOSAL REGION. THE BOUNDARY OF THE WASTE DISPOSAL REGION MAY INCLUDE ALL OR ANY PART OF THE AREA WITHIN THE BOUNDARIES OF THE PARTICIPATING COUNTIES. THE DIRECTOR OF THE MARYLAND ENVIRONMENTAL SERVICE SHALL DESIGNATE THE NORTHEAST MARYLAND WASTE DISPOSAL REGION AS A SOLID WASTE DISPOSAL SERVICE REGION AS PROVIDED IN SECTION 3-106 OF THIS TITLE.

(N) UPON DESIGNATION OF THE NORTHEAST MARYLAND WASTE DISPOSAL REGION AS A SERVICE REGION, THE AUTHORITY, AND NOT THE MARYLAND ENVIRONMENTAL SERVICE, SHALL PREPARE THE FIVE-YEAR PLAN PROVIDING FOR SOLID WASTE DISPOSAL PROJECTS REQUIRED IN SECTION 3-106 OF THIS TITLE, AND PROVIDE FOR ITS ADOPTION, APPROVAL AND IMPLEMENTATION IN ACCORDANCE WITH THE PROVISIONS OF THAT SECTION. THE ACQUISITION OR PURCHASE OF ANY WASTE DISPOSAL FACILITY AS A PROJECT WHICH IS IN EXISTENCE AS OF JULY 1, 1980, IF IT IS TO BE ACQUIRED OR PURCHASED, SHALL BE INCLUDED IN THE FIVE-YEAR PLAN OF THE AUTHORITY AS APPROVED BY EACH COUNTY UNDER THE PROVISIONS OF SECTION 3-106 OF THIS TITLE, AS AMENDED FROM TIME TO TIME.

(O) UPON ADOPTION BY THE AUTHORITY OF A FIVE-YEAR PLAN PROVIDING FOR SOLID WASTE DISPOSAL PROJECTS AND APPROVAL OF SUCH PLAN BY THE AFFECTED COUNTY OR COUNTIES OR THE GENERAL ASSEMBLY, AS THE CASE MAY BE, SERVICE DISTRICTS SHALL BE ESTABLISHED WITHIN THE NORTHEAST MARYLAND WASTE DISPOSAL REGION IN THE MANNER AND FOLLOWING THE SCHEDULE SET FORTH IN THE FIVE-YEAR PLAN PROVIDING FOR SOLID WASTE DISPOSAL PROJECTS. WITHIN EACH SERVICE DISTRICT IN THE NORTHEAST MARYLAND WASTE DISPOSAL REGION, THE AUTHORITY, AND NOT THE MARYLAND ENVIRONMENTAL SERVICE, IS RESPONSIBLE FOR THE DISPOSAL OF SOLID WASTES (INCLUDING ANY WASTEWATER TREATMENT RESIDUE) AS SET FORTH IN THE FIVE-YEAR PLAN PROVIDING FOR SOLID WASTE DISPOSAL PROJECTS. WITHIN THE SERVICE DISTRICT, NO SUBDIVISION OR PERSON MAY DISPOSE OF SOLID WASTES EXCEPT THROUGH PROJECTS OF THE AUTHORITY OR OF A SUBDIVISION OR PERSON DESIGNATED BY THE FIVE-YEAR PLAN OR UNDER REASONABLE CONDITIONS THE AUTHORITY STIPULATES; PROVIDED HOWEVER, THAT IT IS NOT INTENDED BY THIS SECTION THAT THE AUTHORITY, IN THE ABSENCE OF AN AGREEMENT TO DO SO, BE REQUIRED TO ASSUME RESPONSIBILITY OVER ANY WASTEWATER TREATMENT ACTIVITY OR PROJECT OR OVER ANY EXISTING SOLID WASTE ACTIVITY OR PROJECT